



General Assembly

February Session, 2004

Raised Bill No. 310

LCO No. 1404

01404_____KID

Referred to Committee on Select Committee on Children

Introduced by:
(KID)

AN ACT CONCERNING CRIME VICTIMS AND YOUTHFUL OFFENDER PROCEEDINGS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 54-76h of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2004*):

3 (a) All of the proceedings except proceedings on the motion under
4 section 54-76c had under the provisions of sections 54-76b to 54-76n,
5 inclusive, as amended, shall be private and shall be conducted in such
6 parts of the courthouse or the building wherein court is located as shall
7 be separate and apart from the other parts of the court which are then
8 being held for proceedings pertaining to adults charged with crimes. If
9 such defendant is committed while such examination and
10 investigation is pending, before trial, during trial or after judgment
11 and before sentence, those persons in charge of the place of detention
12 shall segregate such defendant, to the extent of their facilities, from
13 defendants over the age of eighteen years charged with crime.

14 (b) A judge hearing a youthful offender proceeding pursuant to
15 sections 54-76b to 54-76o, inclusive, shall not exclude a victim from the

16 proceeding unless, after hearing from the victim and for good cause
17 shown, which shall be clearly and specifically stated on the record, the
18 judge orders otherwise. For the purposes of this section, "victim"
19 means a person who is the victim of a crime of a youthful offender, a
20 parent or guardian of such person, a legal representative of such
21 person or a victim advocate appointed for such person pursuant to
22 section 54-221.

This act shall take effect as follows:	
Section 1	October 1, 2004

Statement of Purpose:

To ensure that victims of a crime where the perpetrator is found eligible for the youthful offender program are not unfairly excluded from court proceedings.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]